

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA : CRIMINAL NO. \_\_\_\_\_  
v. : DATE FILED \_\_\_\_\_  
JOSE ORTIZ : VIOLATIONS:  
a/k/a "Dog" :  
: **21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C)**  
(Possession of heroin with intent to  
distribute – 1 count)  
:  
: **21 U.S.C. §§ 841(a)(1) and 841(b)(1)(D)**  
(Possession of marijuana with intent to  
distribute – 1 count)  
:  
: **18 U.S.C. § 924(c)(1)** (Possession of a  
firearm in furtherance of a drug trafficking  
crime – 1 count)

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about July 6, 2003, at Philadelphia, in the Eastern District of Pennsylvania,  
defendant

JOSE ORTIZ,  
a/k/a "Dog,"

knowingly and intentionally possessed with the intent to distribute a mixture or substance  
containing a detectable amount of heroin, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C).

**COUNT TWO**

THE GRAND JURY FURTHER CHARGES THAT:

On or about July 6, 2003, at Philadelphia, in the Eastern District of Pennsylvania,  
defendant

JOSE ORTIZ,  
a/k/a "Dog,"

knowingly and intentionally possessed with the intent to distribute a mixture or substance  
containing a detectable amount of marijuana, a Schedule I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D).

**COUNT THREE**

THE GRAND JURY FURTHER CHARGES THAT:

From on or about June 29, 2003, to on or about July 6, 2003, at Philadelphia, in the Eastern District of Pennsylvania, defendant

JOSE ORTIZ,  
a/k/a "Dog,"

knowingly possessed a firearm, that is, an Israel Military Industries, 9mm. pistol, model Desert Eagle, serial number 31313920, loaded with 10 live rounds of ammunition, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with intent to distribute heroin, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(C), and possession with intent to distribute marijuana, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(D).

In violation of Title 18, United States Code, Section 924(c)(1).

NOTICE OF FORFEITURE

1. As a result of the violation of Title 18, United States Code, Section 924(c)(1), set forth in this Indictment, the defendant

JOSE ORTIZ,  
a/k/a “Dog,”

shall forfeit to the United States of America pursuant to Title 18, United States Code, Section 924(d), and Title 28, United States Code, Section 2461(c), the firearm and ammunition involved in the commission of this offense, including, but not limited to

- (a) one Desert Eagle Military Industries handgun, 9mm caliber, serial number 31313920;
- (b) the ten live rounds of 9-millimeter ammunition removed from the firearm described in Paragraph (a) above; and
- (b) one box of Winchester 9-millimeter ammunition containing sixteen live rounds

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18, United States Code, Section 924(d).

A TRUE BILL:

\_\_\_\_\_  
FOREPERSON

\_\_\_\_\_  
PATRICK L. MEEHAN  
UNITED STATES ATTORNEY